

MEMORANDUM

TO: State Board of Education

FROM: Kevin C. McDowell, General Counsel

RE: Certification of the Amended Body Selection Plan:
Board of School Trustees, Rochester Community School Corporation

DATE: November 21, 2007

The Board of School Trustees, Rochester Community School Corporation, has amended its governing body selection plan to incorporate changes approved by the State Board on September 6, 2001. These latter changes occurred as a result of the annexation of Union Township of Fulton County.

The amended plan would also standardize the election of its members from residency districts so that these occur at the general election in even-numbered years. The seven-member board will have five (5) residency districts and two at-large members.

When the proposed amended plan was submitted, there were two areas of concern. As a result, the State Board, at its meeting of November 7, 2007, appointed a Hearing Examiner under I.C. § 20-23-8-15 to conduct an investigation to address any compliance issues and cure any ambiguities. The Hearing Examiner completed this task and communicated to the School Board's representative the proposed changes needed to ensure the amended plan complies with Indiana law. The attached revised amended plan contains such revisions, indicated by the use of strike-through sections with inserted language in bold-face type. See **IV. Election Procedures** at Subsection (E) and **V. Board Members** at Subsection (B). The language struck through at **IV. Election Procedures** at Subsection (C) was submitted in this fashion.

The amended plan, as revised, complies with the requirements of I.C. §§ 20-23-8-7, 20-23-8-8, and 20-23-8-15. Certification by the State Board of Education is recommended.

Attachment